



PATENT

Attorney Docket No.: 2920(203-3753)

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):

Wham et al.

Examiner:

Not Assigned

Serial No.:

10/719,305

Group: Art Unit

3762

Filed:

November 21, 2003

Dated:

October 21, 2005

For:

**AUTOMATIC CONTROL SYSTEM FOR AN** 

**ELECTROSURGICAL GENERATOR** 

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to Applicant(s) duty of disclosure, the information listed in the attached form PTO-1449 is brought to the attention of the Examiner. Copies of the U.S. patent documents are not provided in accordance with the waiver of that requirement under 37 C.F.R. §1.98.

The citation of the listed items is not a representation that they constitute a complete or exhaustive listing of the relevant art or that the references are prior art.

The items listed are submitted in good faith, but are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner of these particular items, they will assist in identifying fields of search and in making as full and complete a search as possible.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 21, 2005

Dated: October 21, 2005

Edward C. Meagher

**4**)

The filing of this information disclosure statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

- [] This information disclosure statement is being filed within three (3) months of the filing date of this application.
- [] This information disclosure statement is being filed within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application.
- [X] To the best of Applicant(s) knowledge, this information disclosure statement is being filed before the date of mailing of a first Office Action on the merits in connection with this case.
- [] Enclosed herewith is a certificate under 37 C.F.R. §1.97(e)(1).
- [] Enclosed herewith is a petition under 37 C.F.R. §1.97(d)(2).
  - [] Enclosed by check is the petition fee of \$130.00. (37 C.F.R. §1.17(i)(1))
  - [] Please charge the \$130.00 petition fee to Deposit Account No. 21-0550.
- [] Enclosed by check is the \$180.00 fee required by 37 C.F.R. §1.17(p).
- [] Please charge the \$180.00 fee required by 37 C.F.R. §1.17(p) to Deposit Account No. 21-0550.
- [X] Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment

of such fee(s) to Deposit Account <u>21-0550</u>. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. <u>21-0550</u> therefor.

The claims of the application as now presented are believed to patentably distinguish over the prior art and to be in condition for allowance. Early and favorable consideration of the case is respectfully requested.

Respectfully submitted,

Edward C. Meagher Reg. No. 41,189

Attorney for Applicant(s)

Carter, DeLuca, Farrell & Schmidt, LLP 445 Broad Hollow Road Suite 225 Melville, New York 11747

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ECM/gm



without references

Sheet

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INFORMATION DISCLOSURE CITATION
IN AN APPLICATION

Docket Number (Optional) 2920(203-3753) Application Number 10/719,305

Applicant

Wham et al.

(Use several sheets if necessary)

Filing Date November 21, 2003 Group Art Number

3762

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Date Considered

Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

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Form PTO-1449		Docket Number (Optional) 2920(203-3753)		Application 10/719,30			
INFORMATION DISCLOSURE CITATION IN AN APPLICATION		Applicant Wham et al.	, -	L			
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	Docket Number (Optional)	A	Application Number	
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## **INFORMATION DISCLOSURE CITATION** IN AN APPLICATION

Form PTO-1449

Applicant

Wham et al.

(Use several sheets if necessary)

Filing Date Group Art Number November 21, 2003 3762

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Form PTO-1449  INFORMATION DISCLOSURE CITATION			Docket Number (Optional) 2920(203-3753)		Application 10/719,30	
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citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

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